

## **FISCAL NOTE**

### **SB 504 - HB 918**

March 14, 2005

**SUMMARY OF BILL:** Creates offense of committing violent offense against a household member in the presence of a child; increases penalty for assault if child is less than 13 years of age; increases penalty for child abuse and neglect and adds child endangerment; increases penalty for various sexual offenses against a child and child pornography offenses.

#### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$3,528,400/Incarceration\***

**Decrease Local Govt. Expenditures – Not Significant**

**Decrease Local Govt. Revenues – Not Significant**

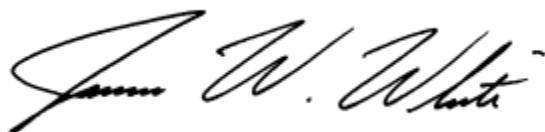
Assumptions:

- Increases criminal penalties in certain circumstances including:
  - Child abuse from a Class A misdemeanor to a Class E felony.
  - Statutory rape from a Class E felony to a Class D or C felony offense.
  - Solicitation of a minor and various sexual offenses involving minors increase to Class A, B, or C felony offense.
  - Offenses against family members and in the presence of a child increase various penalties one classification higher and/or sentence to be served consecutively.
  - Sexual exploitation of a minor penalty based upon the number images of the minor possessed.
  - Decreases in local government expenditures and revenues, estimated to be not significant, from Class A misdemeanor offenses elevated to felony offenses.

*\*Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

#### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director